

THE BOARD OF EXAMINERS OF PSYCHOLOGY MINUTES
May 5, 2003

A regular meeting of the Board of Examiners of Psychology was held at the Division of Occupations, 911 Leawood Drive, Frankfort, KY, on May 5, 2003.

MEMBERS PRESENT

Tracy Dwight Eells, Ph.D., Chair
Courtney N. Spear, M.A., Vice Chair
Patricia G. McGinty, Ph.D.
Lea Jean Perritt, Ph.D.
Henry S. Davis, Ph.D.
Richard Applegate, M.A.

MEMBERS ABSENT

Jane F. Brake, Ph.D.
Diane Sobel, Ph.D.
Ruth Bauman

OCCUPATIONS & PROFESSIONS STAFF

Wendy Satterly, Board Administrator

OTHERS PRESENT

Mark Brengelman, Office of the Attorney General

CALL TO ORDER

Tracy Dwight Eells, Ph.D., Chair called the meeting to order at 10:20 a.m.

MINUTES

The minutes of the March 31, 2003, meeting were called to the attention of the members. A motion was made by Ms. Spear to approve the minutes, as amended. Motion, seconded by Dr. McGinty, carried.

FINANCIAL STATEMENT

The Board reviewed the financial statement indicating a balance of \$55,287.50 as of April 30, 2003. A motion was made by Ms. Spear to accept the financial statement. Motion, seconded by Dr. Davis, carried.

COMPLAINTS

Case 00-05 - Mr. Brengelman updated the Board regarding the civil action and judicial appeal filed in Franklin Circuit Court in the matter styled *Maggard v. Kentucky Board of Examiners of Psychology*.

Case 02-09-01 - The Board reviewed a proposed Settlement Agreement in this matter. A motion was made by Dr. Davis to approve the Settlement Agreement as presented and to appoint Dr. McGinty as Board Liaison. Motion, seconded by Dr. McGinty, carried. Dr. Eells, Dr. Perritt, Ms. Spear and Mr. Applegate recused from voting on the motion.

Case 03-01 - The Board reviewed an investigative report in this matter upon summary by the Complaint Screening Committee with the assistance of counsel. A motion was made by Dr. McGinty to file a Notice of Administrative Hearing and Formal Complaint and authorize the Board's attorney to enter into settlement negotiations. Motion, seconded by Mr. Applegate, carried. Dr. Eells recused from voting on the motion.

Case 03-02 - The Board reviewed a proposed Settlement Agreement in this matter. A motion was made by Ms. Spear to approve the Settlement Agreement as modified in this matter. Motion, seconded by Mr. Applegate, carried. Dr. Eells recused from voting on the motion.

Case 03-05 - The Board reviewed an initiating complaint and response from an individual upon summary by

the Complaint Screening Committee with the assistance of counsel. A motion was made by Ms. Spear to

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issue a Cease and Desist Letter and Affidavit of Voluntary Compliance in the matter and forward the complaint to the Kentucky Board of Licensure for Professional Counselors and the Kentucky Board of Nursing. Motion, seconded by Dr. Davis, carried. Dr. Eells recused from voting on the motion.

Case 03-07 - The Board reviewed an investigative report in this matter upon summary by the Complaint Screening Committee with the assistance of counsel. A motion was made by Dr. Davis to send a Cease and Desist letter along with an Affidavit of Voluntary Compliance in this matter. Motion, seconded by Dr. Perritt, carried. Dr. Eells recused from voting on the motion.

Case 03-08 - The Board reviewed an initiating complaint and response from a psychologist upon summary by the Complaint Screening Committee with the assistance of counsel. A motion was made by Dr. Davis to dismiss the complaint for lack of evidence to support a violation of the law and regulations. Motion, seconded by Dr. McGinty, carried. Dr. Eells recused from voting on the motion.

Case 03-11 - The Board reviewed an initiating complaint and response from a psychologist upon summary by the Complaint Screening Committee with the assistance of counsel. A motion was made by Dr. Davis to dismiss the complaint for lack of evidence to support a violation of the law and regulations. Motion, seconded by Dr. McGinty, carried. Dr. Eells recused from voting on the motion.

COMMITTEE REPORTS

CONTINUING EDUCATION COMMITTEE

No Report

COMPLAINT SCREENING COMMITTEE

No Report

EXAMINATION COMMITTEE

The next oral examinations are to be held on June 13, 2003. The Board requested that Dr. McGinty contact KPA regarding scheduling oral examination training for continuing education credit at the fall KPA Convention. The Board requested that staff provide a list of licensed psychologists and certified psychologists with autonomous functioning that have a minimum of five years experience for review at the next meeting to be held on June 2, 2003.

SUPERVISION COMMITTEE

No Report

CREDENTIALS REVIEW COMMITTEE

Ms. Spear informed the Board that she was contacted by an individual requesting that he be allowed to sit for the EPPP prior to completing his internship. The Board requested that Ms. Spear inform the individual that all degree requirements, including internship, must be met prior to being allowed to sit for the EPPP.

DISCIPLINED PSYCHOLOGISTS REPORT

The Board reviewed and approved the supervisory report submitted by William Lynne, M.S., as required by the Settlement Agreement entered into with the Board.

EXPIRED LICENSURE/CERTIFICATE REPORT

The Board reviewed a list of licensed psychologists/certified psychologists whose licenses/certificates had expired and had not been renewed within the ninety (90) day grace period. A motion was made by Ms. Spear to send a "certified letter" to each individual notifying them that their license/certificate was being cancelled and that in order to be reinstated they would need to submit the appropriate renewal fee plus a penalty fee of

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\$100. Motion, seconded by Dr. McGinty, carried.

OLD BUSINESS

The Board reviewed and approved the final draft of the Board Newsletter. The Board requested that staff prepare the Newsletter for distribution.

Dr. Eells discussed plans for the Board retreat. The Board gave final approval for the accommodations and menu at the Carnahan House located in Lexington, Kentucky, for the annual Board retreat to be held on Friday, July 18, 2003.

The Board reviewed and noted a response prepared for the Board by Dr. Eells to Michelle Hollenkamp.

Dr. Eells informed the Board that he and Dr. Brake had met with University of Louisville faculty regarding the psychological testing and training being taught at the University's counseling program. Dr. Eells suggested and the Board agreed to schedule a meeting with designated members of the Psychology Board, the Licensed Professional Counselors Board, and the lobbyists for the respective professional associations to discuss this matter.

NEW BUSINESS

Correspondence was reviewed from Elizabeth Leigh Kuhn, requesting special accommodations while taking the EPPP. A motion was made by Ms. Spear to approve her request, as presented and ask that Dr. Eells prepare correspondence for the Board in this matter. Motion, seconded by Dr. Davis, carried.

Email was reviewed from Sigrid Stinson regarding an employment issue. Dr. Eells agreed to prepare a response for the Board in this matter.

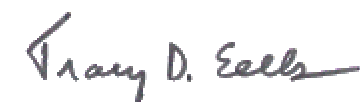
Email was reviewed from Kaye Langer regarding practice issues as a Licensed Psychological Associate. Dr. Eells agreed to draft correspondence, to be reviewed by Mr. Brengelman, in response to Ms. Langer.

Correspondence was reviewed from ASPPB regarding the call for nomination for ASPPB Board of Directors, Fellows, and Awards. A motion was made by Ms. Spear to nominate Kim R. Jonason, Ph.D. as Member at Large. Motion, seconded by Dr. Davis, carried.

A motion was made by Ms. Spear to approve payment of travel expenses and per diem compensation for eligible members in attendance at today's meeting. Motion, seconded by Dr. McGinty, carried.

The next scheduled Board meeting is to be held on Monday, June 2, 2003 at 10:00 a.m. at the Board offices located at 911 Leawood Drive, Frankfort, Kentucky.

The meeting adjourned at 12:30 p.m.



Approved